

## Message Text

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44

ORIGIN L-03

INFO OCT-01 IO-12 ADP-00 SCI-06 SS-15 INRE-00 GAC-01

ACDA-19 CIAE-00 DODE-00 PM-09 INR-10 NSAE-00 NASA-04

NSC-10 RSC-01 EUR-25 /116 R

DRAFTED BY L/ UNA: SCNELSON: EB

21320 4/10/73

APPROVED BY IO: SDEPALMA

IO/ UNP - MR. STULL

SCI/ SAM - MR. CHAPIN

S/ PC - MR. GATHRIGHT

EUR/ SOV - MR. MATLOCK

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P 111838 Z APR 73

FM SECSTATE WASHDC

TO USMISSION USUN NEW YORK PRIORITY

C O N F I D E N T I A L STATE 067277

E. O. 11652: GDS

TAGS: TSPA, PFOR, UN, UR

SUBJECT: OUTER SPACE LEGAL: TREATY ON CELESTIAL BODIES--  
SCOPE

REFS: A. USUN 1278; B. USUN 1280

1. SOVIET RESPONSE TO U. S. POSITION ON SCOPE OF TREATY  
( PARA 3 REF B) REINFORCES OUR FEELING THAT SOVIETS REGARD  
DIFFERENCE BETWEEN U. S. AND U. K. FORMULATIONS ON SCOPE AS  
MATTER OF SUBSTANCE. SOVIETS APPEAR TO REGARD APPLICATION  
OF TREATY TO MOON IN PARTICULAR AS " CONCRETE", WHILE  
GENERAL APPLICATION TO CELESTIAL BODIES WITHIN SOLAR SYSTEM  
IS " ABSTRACT", AND THUS SOMEHOW OBJECTIONABLE. WE REGRET  
THIS ATTITUDE BUT NOTE THAT SOVIETS WERE AWARE THAT WE CON-  
SIDERED BROADENED SCOPE AN ESSENTIAL ELEMENT OF OUR WILLING-  
NESS TO PARTICIPATE IN THIS NEGOTIATION.

2. RE PIRADOV' S QUESTION ( REF A), WE DO NOT BELIEVE IT  
WOULD BE SIGNIFICANT LOSS IF TREATY WERE NOT CONCLUDED  
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THIS YEAR. WHOLE TREATY IS OF COURSE SOVIET INITIATIVE ABOUT WHICH WE HAVE NEVER BEEN PARTICULARLY ENTHUSIASTIC BUT WHICH WE HAVE ATTEMPTED TO MAKE SOMEWHAT MORE MEANINGFUL BY, AMONG OTHER THINGS, EXPANDING SCOPE. IF THIS CANNOT BE ACCOMPLISHED IN AN UNEQUIVOCAL WAY INDICATING CLEAR AGREEMENT ON SCOPE OF THIS INSTRUMENT, WE PREPARED TO SEE

TREATY CARRIED OVER TO NEXT YEAR. WE NOTE THAT THIS WOULD HAVE ADVANTAGE OF REDUCING AMOUNT OF TIME FOR LSC TO FOCUS ON OTHER ISSUES, PARTICULARLY DIRECT BROADCAST SATELLITES. WE EXPECT SOVIET INTEREST IN "CLEARING THE DECK" FOR ACTION ON DBS MAY LEAD THEM TO ACCEPT OUR POSITION ON SCOPE OF TCB. IF NOT, WE DO NOT PERCEIVE ANY DETRIMENT TO U. S. INTEREST IN FAILURE TO CONCLUDE TREATY THIS YEAR.

3. ABOVE FOR DELEGATION'S INFORMATION ONLY. ROGERS

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\*\*\* Current Handling Restrictions \*\*\* n/a

\*\*\* Current Classification \*\*\* CONFIDENTIAL

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:**  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 11 APR 1973  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** thigpegh  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1973STATE067277  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** SCNELSON: EB  
**Enclosure:** n/a  
**Executive Order:** RR  
**Errors:** n/a  
**Film Number:** n/a  
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**Original Handling Restrictions:** n/a  
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**Previous Classification:** CONFIDENTIAL  
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**TAGS:** PFOR, TSPA, UN, UR  
**To:** USUN NEW YORK  
**Type:** TE  
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